

**Introduced by Senator Aanestad**

February 21, 2006

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An act to amend Section 3099.4 of the Labor Code, relating to employment.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1365, as introduced, Aanestad. Electrician apprenticeships.

Existing law requires individuals who perform work as electricians to become certified. An uncertified person may perform electrical work for which certification is required, however, if the person is registered with the Division of Apprenticeship Standards, has completed or is enrolled in an approved curriculum of classroom instruction, and the person's employer attests that the person is under the direct supervision of a certified electrician who is responsible for supervising no more than one uncertified person.

This bill would permit an uncertified electrician to be supervised by a certified electrician who is responsible for supervising up to 3 uncertified persons.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 3099.4 of the Labor Code is amended to
- 2 read:
- 3 3099.4. (a) After the deadline for certification, an uncertified
- 4 person may perform electrical work for which certification is
- 5 required under Section 3099 in order to acquire the necessary
- 6 on-the-job experience for certification, if all of the following
- 7 requirements are met:

1 (1) The person is registered with the Division of  
2 Apprenticeship Standards. A list of current registrants shall be  
3 maintained by the division and made available to the public upon  
4 request.

5 (2) The person either has completed or is enrolled in an  
6 approved curriculum of classroom instruction.

7 (3) The employer attests that the person shall be under the  
8 direct supervision of an electrician certified pursuant to Section  
9 3099 who is responsible for supervising no more than ~~one~~ *three*  
10 ~~uncertified person~~ *persons*. An employer who is found by the  
11 division to have failed to provide adequate supervision may be  
12 barred by the division from employing uncertified individuals  
13 pursuant to this section in the future.

14 (b) For purposes of this section, an “approved curriculum of  
15 classroom instruction” means a curriculum of classroom  
16 instruction approved by the electrician certification curriculum  
17 committee established pursuant to paragraph (2) of subdivision  
18 (a) of Section 3099 and provided under the jurisdiction of the  
19 State Department of Education or the Board of Governors of the  
20 California Community Colleges.

21 (c) For purposes of this section, a person is “enrolled” in an  
22 approved curriculum of classroom instruction if the person is  
23 attending classes on a full-time or part-time basis toward the  
24 completion of such a curriculum.

25 (d) Registration under this section shall be renewed annually  
26 and the registrant shall provide to the division certification of the  
27 class work completed and on-the-job experience acquired since  
28 the prior registration.

29 (e) The division shall establish registration fees necessary to  
30 implement this section, not to exceed twenty-five dollars (\$25)  
31 for the initial registration. There shall be no fee for annual  
32 renewal of registration. Fees collected are continuously  
33 appropriated in an amount sufficient to administer this section  
34 and that amount may be expended by the division for this  
35 purpose.

36 (f) The division shall issue regulations to implement this  
37 section.

38 (g) For purposes of Section 1773, persons employed pursuant  
39 to this section do not constitute a separate craft, classification, or  
40 type of worker.

1 (h) Notwithstanding any other provision of law, an uncertified  
2 person who has completed an approved curriculum of classroom  
3 instruction and is currently registered with the division may take  
4 the certification examination. The person shall be certified upon  
5 passing the examination and satisfactorily completing the  
6 requisite number of on-the-job hours required for certification. A  
7 person who passes the examination prior to completing the  
8 requisite hours of on-the-job experience shall continue to comply  
9 with subdivision (d) ~~of this section~~.

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